

Amendments to House Bill No. 379
1st Reading Copy

Requested by Representative Gordon Hendrick

For the House Natural Resources Committee

Prepared by Joe Kolman
February 18, 2009 (1:16pm)

1. Title, line 4.

Strike: "PROVIDING AN EXEMPTION FROM"

Insert: "CLARIFYING"

2. Title, line 5 through line 7.

Strike: "CLARIFYING" on line 5 through "MCA;" on line 7

3. Title, line 8.

Strike: "AND A" through "DATE"

4. Page 1, line 12 through page 11, line 6.

Strike: section 1 through section 3 in their entirety

"NEW SECTION. Section 1. Perfection of municipal water rights -- term allowed. (1) The department shall allow 15 years from [the effective date of this act] to perfect a permit issued by the department prior to [the effective date of this act] to a municipality, a public utility that operates a public water supply system that serves a municipality, or a county water and sewer district formed pursuant to Title 7, chapter 13, parts 22 and 23.

(2) (a) The department shall allow 30 years from the date of issuance to perfect a permit issued to an entity provided for in subsection (1) after [the effective date of this act].

(b) The department may allow a term of more than 30 years to perfect a permit issued pursuant to this subsection (2) if the applicant proves by a preponderance of the evidence that a longer term is necessary to perfect the municipal water right with reasonable diligence.

Renumber: subsequent sections

5. Page 11, line 13 through line 15.

Strike: section 6 in its entirety